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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

September 22, 2016

Certified Return Receipt Requested
7013 2250 0000 2310 2736

Brent Sumsion
Sunroc Corporation
P. O. Box 1955
Orem, Utah 84059

Subject: Division Directive to Repair Road Damage and Remove Undercut Highwall, Sunroc Corporation, Levan Henry Mine, M/023/0023, Juab, County, Utah

Dear Mr. Sumsion:

By letter dated July 19, 2016, you were directed to eliminate an undercut highwall and to comply with the commitments on page IV-2 of the Notice of Intention to Commence Large Mining Operations regarding road maintenance. In an inspection conducted September 14, 2016, the Division of Oil, Gas and Mining found that the undercut highwall had been backfilled as required, but the ditch along the hillside had not been re-constructed or repaired.

Thank you for the work that was done to eliminate the overhang on the highwall. The Division appreciates that this was not a minor undertaking.

Rule R647-4-107.3 requires that sediment from the disturbed area be adequately controlled. The Notice of Intention to Commence Large Mining Operations (Notice) says on page IV-2:

Access roads into the mines will be graded so that water will flow back into the hillside. The road will have a borrow ditch along the hillside. The downhill side of the road will have a berm to prevent trucks from going over the hill and to retain water.

By October 21, 2016, you are hereby directed to:

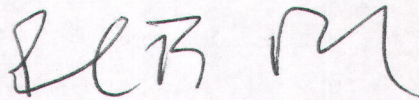
- Comply with the commitments on page IV-2 of the Notice regarding road maintenance. At a minimum:
 - Grade the access road so water will flow back into the hillside.
 - Construct/repair the borrow ditch along the hillside.
 - Repair the berm on the downhill side to retain water.

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Enclosed is a copy of the Notice of Intent (mine plan) page IV-2 that commits to how the ditches will be constructed along the access road.

Please contact Wayne Western at 801-538-5263 or me at 801-538-5261 if you have questions or concerns regarding this letter. Thank you for your help in completing these regulatory requirements.

Sincerely,

A handwritten signature in black ink, appearing to read 'P. Baker' with a stylized flourish at the end.

Paul B. Baker
Minerals Program Manager

PBB: whw: eb

Enclosure: Inspection Report

cc: Tom Lloyd, Forest Service (twlloyd@fs.fed.us)
Steven Polgar, MSHA (Polgar.Steven@dol.gov)

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